IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.496 OF 2003

Siddhu Tamanna Koli ...Appellant

Versus

Jaysingpur Municipal Council,
Jaysingpur & Anr. ...Respondents

Shri V.B.Rajure for the Appellant.
Shri G.M.Savgare for the Respondent Nos.1 and 2.

CORAM : ABHAY S.OKA, J.
DATED : JULY 06, 2007.

P.C.:

1. Heard the Advocates appearing for the Appellant and the Respondents. The Appellant is the original Plaintiff. A suit filed by the Appellant for permanent injunction against the Respondents for challenging the notice of demolition of the suit structure has been dismissed by the trial Court and the decree passed by the trial Court has been confirmed in the Appeal.

2. The Courts below have found that the structure was constructed without obtaining a valid building permission. No substantial question of law arises. However, in view of the peculiar facts of the case, sufficient time deserves to be granted to the Appellant to take out appropriate proceedings for regularisation of the possession and for regularisation of the suit

structure.

3. Hence, I pass the following order:

(i) Second Appeal is dismissed with no orders as to costs.

(ii) The parties will maintain status-quo as of today for a period of six months to enable the Appellant to take appropriate steps as indicated in this order.

JUDGE